

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION

UNITED STATES OF AMERICA)
)
)
) CRIMINAL ACTION NO.
VS.) B-08-1248
)
CARLOS MARTINEZ-TELLO)
_____)

SENTENCING
BEFORE THE HONORABLE ANDREW S. HANEN
FEBRUARY 1, 2010
VOLUME 2

APPEARANCES:

For the Plaintiff: MR. OSCAR PONCE
Assistant United States Attorney
Brownsville, Texas 78520

For the Defendant: MR. ANTHONY TROIANI
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Brownsville, Texas

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General Order 94-15, United States District Court, Southern
District of Texas.

Transcribed by: BARBARA BARNARD
Official Court Reporter
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1 THE COURT: B-08-1248, United States of America versus
2 Carlos Martinez-Tello.

3 MR. PONCE: Oscar Ponce for the government.

4 MR. TROIANI: Your Honor, Anthony Troiani on behalf of
5 the defendant.

6 MR. PONCE: Your Honor, we'll be asking for a short
7 continuance on this case.

8 *(Defendant present.)*

9 THE COURT: All right. What's our status, Mr. Ponce?

10 MR. PONCE: In this particular case, we had asked the
11 Marshal Service to bring down a co-defendant as well as a
12 defendant on another case in anticipation of perhaps having them
13 ready here for -- for purposes of sentencing based on the
14 objections that have been raised by Defendant. And at least one
15 of them is not available due to some weather problems and won't
16 be available, according to the marshals, for another like two,
17 three days. We would ask for one week.

18 THE COURT: All right. Mr. Troiani, any problem with
19 that?

20 MR. TROIANI: Your Honor, we would be opposed on behalf
21 of my client. We're present. We're prepared to go forward.

22 THE COURT: I don't think Mr. Ponce can control the
23 weather, so I'm going to grant his motion for a continuance.

24 Let me ask, how long do you anticipate this taking? I mean,
25 do you think this is going to be a lengthy hearing when we --

1 because it's going to make a difference on where I put it.

2 MR. PONCE: I don't think so, Your Honor. I don't
3 anticipate -- excuse me. I don't anticipate the testimony being
4 certainly more than an hour.

5 THE COURT: Here's what I'm going to do. I'm going to
6 reset it for a week, for next Monday at 11:00.

7 MR. TROIANI: Next Monday at 11:00?

8 THE COURT: At 11:00. All right. We'll see y'all then.

9 MR. TROIANI: Yes, Your Honor.

10 * * *

11 (End of requested transcript)

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13 I certify that the foregoing is a correct transcript from
14 the record of proceedings in the above matter.

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16 Date: June 10, 2010
17
18

19 /s/ _____
Signature of Court Reporter
Barbara Barnard
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